

**DURHAM CITY COUNCIL WORK SESSION  
THURSDAY, NOVEMBER 9, 2006 – 1:00 P.M.  
Committee Room – 2<sup>nd</sup> Floor – City Hall**

**SUBJECT: PROPOSED SALE OF PROPERTY AT 6408 AND 6412  
FAYETTEVILLE ROAD – CITY TRACT #2002 AND 2003**

**MOTION** by Council Member Woodard seconded by Council Member Brown to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 1:19 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Clement and Woodard. Noes: None. Absent At time of Vote: Council Member Stith. Excused Absence: Council Member Catotti.

**MOTION** by Council Member Clement seconded by Council Member Woodard to accept the offer of \$590,000.00 from Nighat Waheed, Ali Waheed, Hajira Rana and Umar Waheed to purchase the property at 6408 and 6412 Fayetteville Road;

To authorize the payment of a five percent commission of \$29,500.00 to Waheed Haq, the N. C. Real Estate Broker representing the successful buyers at closing; and

To authorize the City Manager to sell and the Mayor to convey the property by a non-warranty deed was approved at 1:33 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Clement and Woodard. Noes: None. Absent At time of Vote: Council Member Stith. Excused Absence: Council Member Catotti.

**SUBJECT: NORTH GARAGE PARKING LEASE AGREEMENTS**

**MOTION** by Council Member Woodard seconded by Council Member Brown to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 1:19 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Clement and Woodard. Noes: None. Absent At Time of Vote: Council Member Stith. Excused Absence: Council Member Catotti.

**MOTION** by Council Member Clement seconded by Council Member Woodard to adopt a resolution that authorizes the City Manager to advertise for upset bids in accordance with G. S. 160A-269 for the lease of 244 parking garage spaces and provides that if no upset bids are received the City Manager may accept the offer from ACL III to lease 244 parking spaces for a period of ten years with an option to renew for two five-year terms at the rate established by City Council which is currently \$45.00 per month per parking space;

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To adopt a resolution that authorizes the City Manager to advertise for upset bids in accordance with G. S. 160A-269 for the lease of 30 parking garage spaces and provides that if no upset bids are received the City Manager may accept the offer from Lucky Strike to lease 30 parking spaces for ten years with an option to renew for ten years at the rate established by City Council which is currently \$45.00 per month per parking space; and

To authorize the City Manager to execute the Lease Agreement and make changes to the agreements prior to execution provided such changes do not differ from the intent of the agenda memo was approved at 1:34 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Clement and Woodard. Noes: None. Absent At Time of Vote: Council Member Stith. Excused Absence: Council Member Catotti.

**Resolution #9408 & 9409**

**SUBJECT: DURHAM PERFORMING ARTS CENTER**

**MOTION** by Council Member Woodard seconded by Council Member Brown to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 1:19 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Member Brown, Clement and Woodard. Noes: None. Absent At time of Vote: Council Member Stith. Excused Absence: Council Member Catotti.

**MOTION** by Council Member Clement seconded by Mayor Bell to adopt an Ordinance amending the General Capital Improvement Project Ordinance, fiscal year 2006-2007, as amended, the same being Ordinance #13271 for the purpose of increasing the total appropriation for the design and construction of the Durham Performing Arts Center by \$14,578,000 was approved at 4:14 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Clement, Stith and Woodard. Noes: None. Excused Absence: Council Member Catotti.

**Ordinance #13331**

D. Ann Gray, CMC  
City Clerk